

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

STATE OF MARYLAND; STATE OF
DELAWARE; STATE OF CALIFORNIA; STATE
OF COLORADO; STATE OF ARIZONA; STATE
OF CONNECTICUT; DISTRICT OF COLUMBIA,
STATE OF HAWAI'I; STATE OF ILLINOIS;
OFFICE OF THE GOVERNOR *ex rel.* Andy
Beshear, in his official capacity as Governor of the
COMMONWEALTH OF KENTUCKY; STATE OF
MAINE; COMMONWEALTH OF
MASSACHUSETTS; PEOPLE OF THE STATE OF
MICHIGAN; STATE OF MINNESOTA; STATE OF
NEVADA; STATE OF NEW JERSEY; STATE OF
NEW MEXICO; STATE OF NEW YORK; STATE
OF NORTH CAROLINA; STATE OF OREGON;
JOSH SHAPIRO, in his official capacity as
Governor of the COMMONWEALTH OF
PENNSYLVANIA; STATE OF RHODE ISLAND;
STATE OF VERMONT; STATE OF
WASHINGTON; STATE OF WISCONSIN;

Plaintiffs,

v.

CORPORATION FOR NATIONAL AND
COMMUNITY SERVICE, operating as
AmeriCorps; and JENNIFER BASTRESS
TAHMASEBI, in her official capacity as Interim
Head of the Corporation for National and
Community Service;

Defendants.

Civ. No. 25-cv-01363 (DLB)

PLAINTIFF STATES' NOTICE OF SUPPLEMENTAL AUTHORITY

Plaintiff States hereby notify the Court of supplemental authority in *New York v. McMahon*, No. 1:25-cv-10601-MJJ (D. Mass.), a case brought by a subset of Plaintiff States to challenge the Trump Administration’s planned dismantling of the Department of Education. Earlier today, the U.S. District Court for the District of Massachusetts issued a Memorandum and Order granting the consolidated plaintiffs’ motions for preliminary injunction and enjoining the federal government’s “attempt . . . to shut down the Department without Congressional approval.” Ex. A at 2. Judge Joun’s decision considers, and rejects, many of the same defenses that Defendants have raised in this case, *id.* at 38–40 (standing), 42–45 (Civil Service Reform Act), 46–47 (*Dalton v. Specter*), 52–54 (final agency action), 54–56 (committed to agency discretion), 63–66 & 84–85 (irreparable harm), and finds in plaintiffs’ favor on their separation of powers, *id.* at 47–50, arbitrary and capricious, *id.* at 57–51, and contrary to law claims. *Id.* at 61–63. The decision also “find[s] that no security is necessary under Rule 65(c).” *Id.* at 87.

Dated: May 22, 2025

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CERTIFICATE OF SERVICE

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